

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 83-33

ORDER RESCINDING WASTE DISCHARGE REQUIREMENTS,
ORDER NO. 80-40, ISSUED TO
MARIN MUNICIPAL WATER DISTRICT,
KENT LAKE, PROJECT
MARIN COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region, (hereinafter Board) finds that:

1. The Marin Municipal Water District (hereinafter the discharger) operates Kent Lake on Lagunitas Creek, Marin County, as a municipal water supply reservoir with a past capacity of 16,700 acre-feet.
2. The discharger proposed to raise the existing Peters Dam that confines Kent Lake approximately 45 feet for the purpose of increasing the storage capacity to 32,900 acre-feet. Peters Dam is located in NW1/4 of Section 25, T.2N, R.8W, on Lagunitas Creek, a tributary to Tomales Bay, waters of the State.
3. On August 5, 1980 the Board adopted Order No. 80-40, Waste Discharge Requirements for the Discharger. This Order regulates construction drainage and erosion controls, and sets effluent and receiving water limitations during the dam enlargement construction.
4. The Order also states, in Provision E.9., that:

"The Board will consider rescission of this Order upon demonstration that construction has been substantially completed, and that vegetation and other erosion controlling aspects of the project have become established to a point where erosion rates are comparable to those of similar established developments."
5. Construction of the dam enlargement is now complete, and erosion control measures, including vegetation, have been established and operational since December, 1982. The discharger complied with waste discharge requirements during the 1982-83 wet weather season.
6. On September 21, 1983, at a meeting starting in the Assembly Room, State Building, 1111 Jackson Street, Oakland, after due notice to the dischargers and all other interested persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.

IT IS HEREBY ORDERED THAT:

This Regional Board's Order No. 80-40 is rescinded.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region on September 21, 1983.

FRED H. DIERKER
Executive Officer

Dated